

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Criminal Minute Order

FILED
JAN 30 2008

The Honorable Claudia Wilken, Presiding
Clerk: Sheilah Cahill
Court Reporter: Raynee Mercado
Date: 1/30/08

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

Plaintiff: United States

v.

No. CR-97-40059 CW
CR-07-00344 CW

Defendant: Kenneth Eugene Holloway (present - in custody)

Appearances for Plaintiff:
Bryan Whitaker

Appearances for Defendant:
Frank McCabe

Probation Officer:
Mark Messner

Hearing: Change of Plea

Notes: Defendant withdraws his request that Mr. McCabe be relieved as his counsel. Defendant enters under oath Rule 11(c)(1)(C) plea of guilty to Counts 1 and 3 of the indictment charging in Count 1 possession with intent to distribute cocaine base in the form of "crack" cocaine, a Schedule II controlled substance, in violation of 21 USC 841(a)(1), (b)(1)(B)(iii), and Count 3 of the indictment charging possession of a firearm in furtherance of a drug trafficking crime in violation of 18 USC 924(c)(1)(A)(i). Defendant admits to violations one and two in the Form 12 in CR-97-40059 CW and waives his right to a hearing. Plea Agreement filed. Court finds factual basis for plea; Court accepts guilty plea. PSR requested. **Sentencing set for 4/16/08 at 2:00 p.m. ✓ Pending sentence in Contra Costa County to run concurrent to federal sentence.**

Copies to: Chambers; probation